

## **MEMBERS OF THE STANDING COMMITTEE ON AGRICULTURE**

**Tuesday, February 28, 2006      3:20 p.m.      Room 519 House Office Building, Lansing**

Representative Nitz, Chair, called the meeting to order.

**MEMBERS PRESENT: Representatives Nitz, Ball, Newell, Casperson, Stahl, Proos, Hune, Mayes, Spade, Kathleen Law, Sheltroun. (11/11)**

Representative Stahl made a motion to adopt the minutes of the meeting of January 30, 2006, supported by Representative Law. No objections being offered, a unanimous ballot was cast to accept the minutes as presented.

Representative Hune made a motion to adopt the minutes of the meeting of February 6, 2006, supported by Representative Sheltroun. No objections being offered, a unanimous ballot was cast to accept the minutes as presented.

Representative Newell made a motion to adopt the minutes of the meeting of February 14, 2006, supported by Representative Mayes. No objections being offered, a unanimous ballot was cast to accept the minutes as presented.

Representative Proos made a motion to adopt the minutes of the meeting of February 21, 2006, supported by Representative Ball. No objections being offered, a unanimous ballot was cast to accept the minutes as presented.

The Chair laid the following bills before the Committee:

HB 5751	LaJoy	Transportation; motor fuel tax; differential rate on certain motor fuels; provide for.
HB 5752	Casperson	Economic development; renaissance zones; renaissance zones for renewable energy facilities; provide for.
HB 5753	Leland	State; purchasing; state fleets; require to use certain fuels.
HB 5754	Nitz	Economic development; economic development corporations; funding for fueling infrastructure; provide for.
HB 5755	Stahl	Transportation; other; standards and codes for use of diesel, biodiesel, and hydrogen; establish.

HB 5181 Mayes Transportation; other; commission to promote the research and use of ethanol, biodiesel, and other renewable fuels; create.

Representative Ball assumed the Chair.

Representative Nitz reviewed the contents of HB 5754 and the HB 5751, HB 5752, HB 5753, HB 5755, and HB 5181 and answered questions.

Representative Leland spoke to the Committee regarding HB 5753.

Representative LaJoy spoke to the Committee regarding HB 5751.

Representative Casperson spoke to the Committee regarding HB 5752.

Representative Stahl spoke to the Committee regarding HB 5755.

Representative Mayes spoke to the Committee regarding HB 5181.

Questions were answered for Committee members.

The following individuals spoke to the Committee regarding the bills:

Gail Frahm, representing the Michigan Soybean Association, in support  
John Oakley, representing Michigan BioDiesel, LLC, in support  
John (Jake) Ferris, as a Michigan State University retiree, in support  
Larry Julian, representing the Michigan Corn Growers Association, in support  
Rose Wilson, representing the Department of Management and Budget, in support of  
HB 5753

Tonia Ritter and Bob Boehm, representing the Michigan Farm Bureau, in support of  
the bills

Jerry Griffin, representing the Wayne County Executive Office, in support of HB  
5751 and HB 5752

Peggy Johnson, representing the Michigan Department of Treasury, generally  
supportive of the package of bills but in opposition to HB 5751 as written

Anne Woiwode, representing the Sierra Club, in support of HB 5751, HB 5753, HB  
5754, 5755 and 5181 with changes and in opposition to HB 5752

James McBryde, representing the Michigan Economic Development Corporation  
(MEDC), indicating a neutral position on HB 5752 and in opposition to HB 5754 as written

Ed Noyola, representing the County Road Association of Michigan (CRAM),  
indicating a neutral position on HB 5751

Doug Roberts, representing the Michigan Chamber of Commerce, in support of HB  
5751-HB 5755

Liesl Clark and Celeste Bennett, representing the Michigan Department of Agriculture, support conditionally

John Griffin, representing the Associated Petroleum Industries of Michigan, neutral on the package of bills with amendments

Cards for the package of bills were submitted by:

Jody Pollok, representing the Michigan Corn Growers Association, in support

Doug Brenner, representing the Brenner Oil Company, in support

Tom Hickson, representing the Michigan Association of Counties, supports HB 5752 with an amendment

Mark Griffin, representing the Michigan Petroleum Association, in support of the bills

James Clift, representing the Michigan Environmental Council, in opposition to HB 5752 and in support of HB 5751, HB 5753, HB 5754, HB 5755, HB 5181

Subsequent to discussion, Representative Nitz made a motion to adopt HB 5751 (H-1), supported by Representative Sheltroun.

**FAVORABLE ROLL CALL:**

**Yeas: Representatives Nitz, Ball, Newell, Casperson, Stahl, Proos, Hune, Mayes, Spade, Kathleen Law, Sheltroun. (11/11)**

**Nays: None. (0/11)**

**Pass: None. (0/11) (11/0/0)**

A sufficient number of members voting in the affirmative, the motion prevailed.

Representative Proos made a motion to amend HB 5751 (H-1), supported by Representative Casperson, as follows:

1. Amend page 3, following line 17, by inserting:

**“(7) AS USED IN THIS SECTION:**

**(A) “BIODIESEL” MEANS THAT TERM AS DEFINED IN SECTION 2 OF THE MOTOR FUELS QUALITY ACT, 1984 PA 44, MCL 290.642.**

**(B) “ETHANOL” MEANS DENATURED FUEL ETHANOL THAT IS SUITABLE FOR USE IN A SPARK-IGNITION ENGINE WHEN MIXED WITH GASOLINE SO LONG AS THE MIXTURE MEETS THE AMERICAN SOCIETY FOR TESTING AND MATERIALS D-5798 SPECIFICATIONS.”.**

**FAVORABLE ROLL CALL:**

**Yeas: Representatives Nitz, Ball, Newell, Casperson, Stahl, Proos, Hune, Mayes, Spade, Kathleen Law, Sheltroun. (11/11)**

**Nays: None. (0/11)**

**Pass: None. (0/11) (11/0/0)**

A sufficient number of members voting in the affirmative, the motion prevailed.

Representative Nitz made a motion to report HB 5751 (H-2) with recommendation, supported by Representative Casperson.

**FAVORABLE ROLL CALL:**

**Yeas: Representatives Nitz, Ball, Newell, Casperson, Stahl, Proos, Hune, Mayes, Spade, Kathleen Law, Sheltroun. (11/11)**

**Nays: None. (0/11)**

**Pass: None. (0/11) (11/0/0)**

A sufficient number of members voting in the affirmative, the motion prevailed.

Representative Nitz made a motion to adopt HB 5752 (H-1), supported by Representative Mayes.

**FAVORABLE ROLL CALL:**

**Yeas: Representatives Nitz, Ball, Newell, Casperson, Stahl, Proos, Hune, Mayes, Spade, Kathleen Law, Sheltroun. (11/11)**

**Nays: None. (0/11)**

**Pass: None. (0/11) (11/0/0)**

A sufficient number of members voting in the affirmative, the motion prevailed.

Representative Nitz made a motion to amend HB 5752 (H-1), supported by Representative Casperson, as follows:

1. Amend page 7, line 7, after “**TOWNSHIPS**” by inserting “**AND THE COUNTY OR COUNTIES IN WHICH THE RENEWABLE ENERGY FACILITY IS LOCATED.**”.

**FAVORABLE ROLL CALL:**

**Yeas: Representatives Nitz, Ball, Newell, Casperson, Stahl, Proos, Mayes, Spade, Kathleen Law, Sheltroun. (10/11)**

**Nays: Representative Hune. (1/11)**

**Pass: None. (0/11) (10/1/0)**

A sufficient number of members voting in the affirmative, the motion prevailed.

Representative Casperson made a motion to report HB 5752 (H-2) with recommendation, supported by Representative Nitz.

**FAVORABLE ROLL CALL:**

**Yeas: Representatives Nitz, Ball, Newell, Casperson, Stahl, Proos, Hune, Mayes, Spade, Kathleen Law, Sheltroun. (11/11)**

**Nays: None. (0/11)**

**Pass: None. (0/11) (11/0/0)**

A sufficient number of members voting in the affirmative, the motion prevailed.

Representative Mayes made a motion to amend HB 5753, supported by Representative Nitz, as follows:

1. Amend page 3, line 10, after “**THAN**” by striking out “**OCTOBER 1, 2006**” and inserting “**JANUARY 1, 2007**”.

**FAVORABLE ROLL CALL:**

**Yeas: Representatives Nitz, Ball, Newell, Casperson, Stahl, Proos, Mayes, Spade, Kathleen Law, Sheltroun. (10/11)**

**Nays: Representative Hune. (1/11)**

**Pass: None. (0/11) (10/1/0)**

A sufficient number of members voting in the affirmative, the motion prevailed.

Representative Stahl made a motion to report HB 5753 (H-1) with recommendation, supported by Representative Mayes.

**FAVORABLE ROLL CALL:**

**Yeas: Representatives Nitz, Ball, Newell, Casperson, Stahl, Proos, Hune, Mayes, Spade, Kathleen Law, Sheltroun. (11/11)**

**Nays: None. (0/11)**

**Pass: None. (0/11) (11/0/0)**

A sufficient number of members voting in the affirmative, the motion prevailed.

Representative Newell made a motion to adopt HB 5754 (H-1), supported by Representative Stahl.

**FAVORABLE ROLL CALL:**

**Yeas: Representatives Nitz, Ball, Newell, Casperson, Stahl, Proos, Hune, Mayes, Spade, Kathleen Law, Sheltroun. (11/11)**

**Nays: None. (0/11)**

**Pass: None. (0/11) (11/0/0)**

A sufficient number of members voting in the affirmative, the motion prevailed.

Representative Nitz made a motion to report HB 5754 (H-1) with recommendation, supported by Representative Sheltroun.

**FAVORABLE ROLL CALL:**

**Yeas: Representatives Nitz, Ball, Newell, Casperson, Stahl, Proos, Hune, Mayes, Spade, Kathleen Law, Sheltroun. (11/11)**

**Nays: None. (0/11)**

**Pass: None. (0/11) (11/0/0)**

A sufficient number of members voting in the affirmative, the motion prevailed.

Representative Stahl made a motion to amend HB 5755, supported by Representative Mayes, as follows:

1. Amend page 15, line 25, after “provided.” by inserting “**THE DIRECTOR SHALL ESTABLISH AN INSPECTION, INVESTIGATION, AND TESTING PROGRAM FOR DIESEL FUEL, BIODIESEL FUEL, AND BIODIESEL BLENDS, AND BIODIESEL FUEL AFTER STANDARDS FOR THESE FUELS ARE ESTABLISHED AND MAY COORDINATE THIS PROGRAM WITH THE GASOLINE INSPECTION, INVESTIGATION, AND TESTING PROGRAM.**”.

**FAVORABLE ROLL CALL:**

**Yeas: Representatives Nitz, Ball, Newell, Casperson, Stahl, Proos, Hune, Mayes, Spade, Kathleen Law, Sheltroun. (11/11)**

**Nays: None. (0/11)**

**Pass: None. (0/11) (11/0/0)**

A sufficient number of members voting in the affirmative, the motion prevailed.

Representative Nitz made a motion to report HB 5755 (H-1) with recommendation, supported by Representative Sheltroun.

**FAVORABLE ROLL CALL:**

**Yeas: Representatives Nitz, Ball, Newell, Casperson, Stahl, Proos, Hune, Mayes, Spade, Kathleen Law, Sheltroun. (11/11)**

**Nays: None. (0/11)**

**Pass: None. (0/11) (11/0/0)**

A sufficient number of members voting in the affirmative, the motion prevailed.

Representative Mayes made a motion to report HB 5181 with recommendation, supported by Representative Casperson.

**FAVORABLE ROLL CALL:**

**Yeas: Representatives Nitz, Ball, Newell, Casperson, Stahl, Proos, Hune, Mayes, Spade, Kathleen Law, Sheltroun. (11/11)**

**Nays: None. (0/11)**

**Pass: None. (0/11) (11/0/0)**

A sufficient number of members voting in the affirmative, the motion prevailed.

There being no additional business before the Committee, Vice-Chair Ball declared the meeting adjourned, the time being 5:35 p.m.

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Representative Neal Nitz, Chair

Catherine Petroskey, Committee Clerk  
(517) 373-8538